

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

DAVID G HENRY,

Plaintiff,

v.

RON KOMAROVSKY; BRYNN CELLAN;

CITY OF TACOMA,

Defendant.

Case No. 3:22-cv-05523-TMC

ORDER ON OCTOBER 20, 2023
DISCOVERY CONFERENCE

On October 20, 2023, the Court conducted a discovery conference regarding Defendants' interrogatories and requests for production to Plaintiff David Henry. Consistent with the Court's oral ruling, the Court orders Mr. Henry to supplement his responses to Defendants' interrogatories and requests for production no later than October 31, 2023 as follows:

1. Interrogatory No. 1: The Court orders Mr. Henry to supplement his response by providing his addresses for the last 10 years to the best of his ability.
2. Request for Production No. 1: The Court does not require Mr. Henry to provide a copy of his government issued ID.

- 1 3. Interrogatory No. 3: The Court orders Mr. Henry to provide a description of his last 10
2 years of employment to the best of his ability. The Court does not require Mr. Henry to
3 provide his employers' contact information.
- 4 4. Interrogatory No. 4: The Court orders Mr. Henry to provide the name and contact
5 information of any current or previous spouses. Mr. Henry is not required to provide the
6 dates of birth, previous names, or other details about any spouse or marriage.
- 7 5. Interrogatory No. 7: The Court orders Mr. Henry to provide any information as to
8 whether there were any witnesses to the interaction where he alleges Officer Komarovsky
9 shook him, and if so, any information Mr. Henry knows about those witnesses.
- 10 6. Interrogatory Nos. 9, 10, and 11: The Court orders Mr. Henry to supplement his
11 responses to Interrogatories Nos. 9, 10, and 11. Mr. Henry must state the facts or other
12 information he believes support his claims that Officers Komarovksy or Cellan acted
13 toward him with malice, intentionally discriminated against him, or improperly exerted
14 pressure on the prosecutor, knowingly provided misinformation to any prosecutor,
15 deliberately fabricated evidence, concealed exculpatory evidence, or otherwise engaged
16 in wrongful or bad faith conduct that was actively instrumental in causing the initiation of
17 legal proceedings.
- 18 7. Interrogatory No. 12 and Request for Production 12: The Court orders Mr. Henry to
19 answer whether he will contend that anyone other than Officers Komarovsky and Cellan
20 engaged in any wrongful or bad faith conduct to secure the filing of criminal charges
21 against Mr. Henry, and if so, the facts that support this contention.
- 22 8. Interrogatory No. 13: The Court orders Mr. Henry to supplement his answer to
23 Interrogatory No. 13. Mr. Henry must answer whether he contends that any of the
24 individual defendants or any other employee "ratified" the alleged deprivation of his

1 constitutional rights, and if so, the specific constitutional violation Mr. Henry claims was
2 ratified, the specific conduct that resulted in ratification, and the facts that support these
3 contentions.


4 9. Interrogatories Nos. 16 and 17 and Requests for Production Nos. 21 and 22: The Court
5 orders Mr. Henry to supplement his answers to Interrogatories Nos. 16 and 17, and
6 Requests for Production Nos. 21 and 22. Mr. Henry must provide the requested
7 information and records regarding his physical and medical conditions. If there are no
8 records responsive to the requests for production, Mr. Henry must respond to state that
9 there are no records.

10 10. Interrogatory No. 18: Mr. Henry has provided a complete response to Interrogatory
11 No. 18 and does not need to further supplement his response.

12 11. Request for Production No. 27: The Court orders Mr. Henry to supplement his response
13 to Request for Production No. 27. Mr. Henry must produce all documents he or anyone
14 on his behalf received pursuant to a public records request made to any government
15 agency since January 5, 2021.

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17 The Clerk is directed to send uncertified copies of this Order to all counsel of record and
18 to any party appearing pro se at said party's last known address.

19 Dated this 20th day of October, 2023.

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22 _____
23 Tiffany M. Cartwright
24 United States District Court Judge